

MOST of the "midnight oil" burners of today are in the "joyriding" class.

The Topeka State Journal.

WEATHER forecast for Kansas: Fair tonight and Saturday; warmer tonight.

HOME EDITION

TOPEKA, KANSAS, FRIDAY EVENING, NOVEMBER 26, 1915—FOURTEEN PAGES

THIS EDITION 2 CENTS

USE SOFT PEAL BOY-ED FAVORED

Evidence Against Naval Attache Not Wanted.

Lansing Offended if This German Is Again Attacked.

ONE MAN GOT SIX VESSELS

John J. Turney Faithful Worker for Hamburg Line.

Denies He Knew Steamers Were to Supply German Warships.

New York, Nov. 26.—That certain evidence regarding Captain Boy-Ed German naval attache, will not be introduced in the trial of four Hamburg-American line officials for illegally furnishing supplies to German commerce raiders because of the attitude of the state department, was hinted today.

The state department, it is reported, has informed United States Attorney Marshall that Boy-Ed was acting within his rights in distributing certain funds. It has been suggested to Marshall, it is understood, that the state department will be displeased if Boy-Ed's name is again given prominence in the present trial.

Boy-Ed's connection with the scheme to send shiploads of supplies to German warships was mentioned when the trial was resumed today but by counsel for the defense.

The government offered as a witness, George W. Atkinson of Baltimore, who sold coal to the steamer Maria Quersaba. Captain Boy-Ed's name was mentioned as paymaster for the Maria Quersaba enterprise on Wednesday. But Attorney Rand, for the defendant, had steadfastly denied that the Hamburg-American officials had anything to do with the ship.

One Man Procures Six Ships. One man alone, John J. Turney of Philadelphia, procured for and chartered to the Hamburg-American line in the early stages of the war, six of the fleet of sixteen vessels which the government charges the line with having sent to the relief of German cruisers in the Atlantic and Pacific.

This development in the trial of officials of the line on charges of conspiracy came from the witness stand today and from the lips of Mr. Turney, a frankly hostile witness. The concession of the defendants, introduced at an earlier date, shows that the line spent \$545,000 for charters alone in the case of these six vessels. The total cost, including supplies, was \$689,492.

The steamers which Mr. Turney chartered to the line were the Helma, sailing from Philadelphia August 5, 1914, for La Guayra, Venezuela, sailing from Philadelphia August 22 for Montevideo; the Mowinckle, sailing September 2 from Philadelphia for Montevideo; the Uta, sailing from Philadelphia September 8 for Cadiz, and the Fram and Sommerstad, which took out clearance papers but did not sail, as their alleged plans to reach German warships became known. The Fram took out clearance papers for Pernambuco and the Sommerstad for Cadiz.

Turney Unwilling Witness. Mr. Turney testified apparently with great reluctance that Adolph Hochmeister and George Kottor, purchasing agent and general superintendent of the line, respectively, defendants in the present action, gave him all the information upon which he acted in chartering the vessels. He told him their alleged destinations and held many conferences with him concerning them. All the vessels were cleared by the witness, who sent him to the customs house in Philadelphia to swear to the manifests.

"Did you know that these destinations were false?" the government's counsel asked.

"I did not," Mr. Turney testified.

"Did you know these vessels were trying to reach German warships in the Atlantic?"

"No,"

Mr. Turney was compelled to surrender to the government's counsel all correspondence in his possession bearing on the chartering of the vessels. Most of this was with the Hamburg-American line.

KANSAN DIES IN EUROPE

J. P. Ensch, of Coffeyville, Reported Killed in War Zone.

Coffeyville, Kan., Nov. 26.—John P. Ensch, reported last night as having been killed while serving in the Canadian contingent in the war zone of Europe was a son of Mr. and Mrs. Philip Ensch, both of whom now are dead. A brother, Leo, now is employed in this city by a refining company. John Ensch was raised in St. Paul, Kansas, but left there fifteen years ago for the northwest. Soon after the war started, he was reported as enlisted in Canada.

Eureka 66: Americas 0.

Eureka, Kan., Nov. 26.—The Eureka football team defeated American here Thursday before a large crowd by the overwhelming score of 66 to 0. Eureka claims to have one of the best high school football teams in the state.

HOUSER'S HUNGER STRIKE COLLAPSES BEFORE SIGHT OF THANKSGIVING TURKEY

Omaha, Nov. 26.—Arthur Houser, confessed holdup, awaiting trial on a murder charge, who announced his intention of committing suicide by starvation, was unable to resist the temptation of a "Thanksgiving turkey" and called off his hunger strike last evening.

He had eaten nothing during the two days since his arrival here from Wichita.

Big German Cruiser Is Sent Down

London, Nov. 26.—The German protected cruiser Frauenlob has been sunk by a submarine of the entente allies, according to a semi-official announcement made at Petrograd, says a dispatch to the Central News agency.

Frauenlob is reported to have been sent to the bottom in the same locality where the German protected cruiser Uduine, a sister ship of the Frauenlob, was lost.

The Frauenlob was a protected cruiser of 2,972 tons and was built in 1901. A dispatch published in the Politiken of Copenhagen on November 11 said a report had been received that the Frauenlob had been sunk off the southeast coast of Sweden. Her sister ship, the Uduine, was sunk, according to an official announcement made in Berlin, by a torpedo from a submarine on the afternoon of November 7, while patrolling the south Swedish coast. Nearly the entire crew was saved.

The Frauenlob and Uduine each carried crews consisting of 275 men. The vessels were 328 feet long, 40.3 feet beam and had a depth of 15.3 feet. They were armed with ten 4.1 inch guns and were equipped with two 18 inch torpedo tubes. Both cruisers were capable of traveling at a speed of 21 knots.

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U. P. ROAD PROSPERING

Earnings for October Greatest for That Month in Years.

New York, Nov. 26.—Union Pacific railroad earnings for October showed the greatest gains in gross and net revenues for that month of recent years. Gross increase was \$1,074,099 and the net \$836,099. The net gain was made despite an increase of \$225,000 in operating expenses and a moderate increase in taxes.

Officials of the road say the current month shows a heavier tonnage on almost all parts of the system.

HOLY WAR ON FRENCH

Many Arab Chieftains Declared Responding to Call.

GO AHEAD, ARTHUR

Governor Capper Invited to Take Peace Trip With Ford.

Says He Hates to Leave Kansas for Six Weeks.

MANY GOVERNORS ARE GOING

More Than 100 Persons Are Invited to Conference.

Journey Will Be Taken in a Ship, Not in a D. L. F.

Governor Capper has been asked to accompany the Henry Ford peace party to Europe. Invitations to make the European trip as guests of the automobile manufacturer, were extended to all governors and to many senators, congressmen and men and women who are recognized peace advocates. The Kansas governor has not decided whether he will accept the invitation.

The party will sail for Europe December 4. It is probable that the return trip will not be made until late in January and at least a month will be spent in conference with Euro-

STILL WAITING

That Is All You Need to Get Along With Luten.

Bridge Man Defines His Position in Letter to Brewster.

If an individual or a county desires to infringe on the so-called Daniel B. Luten patents, the Indianapolis bridge builder asks that they be decent about it. It is because the Santa Fe

pean leaders. Included in the European party as guests of the Detroit man will be Thomas A. Edison, John W. Dillinger, Jane Addams, Judge Lindsay of Denver and Miss Helen Keller. The steamer Oscar Second has been chartered for the trip.

Luten still insists that he wants to come to Kansas and testify as to his bridge patents. He has now suggested that he will come to Topeka for the annual meeting of the county commissioners and will give his testimony December 1. While Brewster is in the city, he will talk to him about the bridge case if he comes.

Recently it was stated that the Santa Fe used the Luten patents with impunity and paid no royalties. Luten admits that the railroad uses some of his patents—recently.

"Because of the profitless nature of patent litigation the principle has for years been advertised broadcast under the Luten patents that designers of infringing structures will not be prosecuted except when they oppose authorized Luten designs in favor of their own infringing plans," says Luten in his letter. "Thus where Luten designs do not attempt to compete there is no suit regardless of the amount of infringement. To avoid suit under these patents, only one thing is necessary—either do not infringe, or, if you will infringe, be decent about it."

With their position secure in the north, the Austro-German forces are on their way now to join the Bulgars in the struggle to expel the British and French from southern Serbia. Their advance detachments are reported in places within 35 or 40 miles of the southern frontier.

Eyes on Rumania. A sharp watch is being kept on the Russians and Rumanians. The newspapers openly discussed the chances

(Continued on Page 6.)

STORM HAS PASSED

The Forecast Indicates a Return to Warm Weather.

The cold weather arrived on schedule last night, but the indications are that it is over. The lowest temperature was 31 degrees at 7:30 o'clock this morning. The forecast calls for fair weather tonight and Saturday with higher temperatures tonight. The wind continues in the northwest, blowing at the rate of 12 miles an hour.

The shippers' forecast says to protect 24 to 36-hour shipments north and west against temperatures of 30 degrees south and east, above freezing line. This indicates that the mercury here will not go to the freezing mark. The highest temperature on record for Topeka was in 1910, when the mercury reached 74 degrees. The low record is 7 degrees, set in 1887.

The Kaw river stood at 6.4 feet this morning, the same stage as Thursday.

A MILLION PUDDINGS

London Bakery Plans Xmas Feast for Soldiers in Trenches.

London, Nov. 26.—One million plum puddings are being turned out by one of London's biggest wholesale bakeries for the soldiers at the front. The bakery has been at it for weeks and already 25,000 of the puddings have been made, packed and sent away.

It may be, when things get to running faster and funds to buy the pudding accumulate, that the aggregate shipped off to the soldiers will be nearer two million.

Money for the puddings is pouring into one of the Christmas funds.

"SERBIA WILL BE BORN AGAIN TO GROW GREATER"

Paris, Nov. 26.—A prediction that no matter what happens, Serbia will "be born again," was made by War Minister Boboyitch to the Matin's Monastir correspondent, who quotes the Serbian general as saying:

"We all are ready to hold out to the last. If fortune abandons us altogether so much the worse, but we still shall hope. Serbia knows how to win liberty after five centuries under the Turkish yoke; it will be the same tomorrow. Serbia will live forever. You cannot kill all Serbs and Serbia will be born again to grow greater in the future."

JUST BE DECENT

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ON LAST RETREAT

Northern Serbian Army Trying to Reach Montenegro.

From a Military Standpoint Its Campaign Is Over.

GERMANS DRIVING SOUTHWARD

Sharp Watch Is Being Kept on Rumanian Affairs.

War Between Germany and Italy Again Threatens.

Berlin, Nov. 26.—Serbian troops offering resistance in rear guard actions to the Teutonic advance near Mitrovitz and Sienka, have been driven back by Field Marshal von Mackensen's forces, German army headquarters announced today.

Berlin, Nov. 26.—What is left of Serbia's northern army is trying to get into Montenegro today.

The Serbs did not offer battle along the Mitrovitz-Prishtina line. There was a little skirmishing between outposts but no big engagement.

Austrian forces have crossed the

Greece Is Viewed With Suspicion

London, Nov. 26.—The Pall Mall Gazette, recalling the assurances given by Eleutheros Venizelos, the Grecian ex-premier, and the way they were nullified by King Constantine's actions, regards the present Greek assurances with skepticism and declares that the promises of Premier Skouloudis and his colleagues, whatever shape they may assume, are not to be taken too seriously.

"What has been secured apparently by the gentle pinch of four days' arrest of Greek shipping," the newspaper says, "is the assurance that Greece will not be quite as treacherous as words of certain of her rulers might have implied. That the Greek army will prevent any sure sense of safety on the part of the entente allies."

Whether the utilities commission today was expected to report the shortage in net revenues of the railroads. This year it is urged, the farmers are able to hold their crops and are waiting for higher prices before putting their grain on the markets.

At the offices of the utilities commission today, it was expected that the shortage in net revenues of the railroads during the summer months. In 1914, it is pointed out, the farmers sold their crops early and took advantage of the first jump in prices following the early hostilities in Europe. This condition increased the revenues of the railroads. This year it is urged, the farmers are able to hold their crops and are waiting for higher prices before putting their grain on the markets.

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GIANT BLUECOAT HELD

Police Chief Holds Secret of Killing of His Wife and Patrolman.

St. Louis, Nov. 26.—In "Big Bill" Street, a police officer, who is a member of the police force in Illinois, rests today, the police believe, the power to clear up the mystery of the death of his estranged wife, Mrs. Catherine A. Street, and Patrolman Charles F. Barmer of the St. Louis police department, whose bodies were found in a "blind" alley here last night, each shot through the heart.

Street, with a bullet wound in the right leg, was arrested a few hours after the shooting, but denied he had fired the shot which had taken the life of either.

Street's condition was such last night that he could not tell a coherent story. The police hoped that after a night's rest he would be able and willing today to tell what happened.

According to a bartender and other witnesses, Street had quarreled with his wife in a wine room near the scene of the shooting and within a block of Mrs. Street's home. From the wine room, according to witnesses and Street's partial story of last night, he dragged his wife into an alley. Patrolman Barmer followed the Madison chief and his wife from the public alley into a "blind" alley and just as the trio were out of sight of witnesses, five shots were heard.

NOGALES TO CARRANZA

Courier Sent to Tell U. S. Commander Shot in Wrist.

Nogales, Nov. 26.—The Carranza forces taken Nogales, Sonora, a courier sent to advise Colonel Sage, commanding the American troops, was shot in the wrist and fell from his horse.

WORK ALL COUNTS

Professor Drake Points Out Efficiency in School Systems.

Business vs. Schools Pointed Out at Teachers' Convention.

DELEGATES FROM 5 STATES

Missouri Valley Association in Session in Topeka Today.

Three Topeka Men Are on the Speaking Program.

LOSS IN REVENUES

All Railroads Operating in Kansas With Two Exceptions

Show a Heavy Decline in Business for First Quarter.

COMPARISON WITH LAST YEAR

Missouri Pacific Suffered Loss of Over a Million.

Santa Fe and Union Pacific Only Show Gains.

All railroads operating in Kansas, with exception of the Santa Fe and Union Pacific, showed slumps in their net revenues for July, August and September as compared with the same months of 1914. That is the story of railroad operation as contained in a report received today by the public utilities commission.

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The difference between business colleges, that are judged by the number of efficient workers turned out, and the public school systems, that are judged by the volume of students graduated, was brought out clearly today by Prof. H. L. Drake, of the Manual Training high school of Kansas City, Mo., who spoke before the convention of the Missouri Valley Teachers' association, in session here.

Our schools are concerned too much by the number of problems a student can work and not enough by the process of working the problems," declared Professor Drake. "I wish more students had the courage to fail, to make an honest effort and not cheat and lie in order to get by. I know three or four of the biggest

(Continued on Page Six.)

FIRE OVER BORDER

American Soldiers in Hot Defense of Nogales, Ariz.

Return Bullet for Bullet; Several Mexican Dead.

Nogales, Ariz., Nov. 26.—American soldiers fired on Mexican soldiers across the boundary line here at 10:45 o'clock today, when Mexicans sent a number of bullets into the American town. There were no casualties on the American side, but several Mexicans fell under the bullets of the American soldiers.

Col. W. H. Sage, commanding the American troops, ordered his infantry men, lying near the boundary line, to open fire. The first exchange across the border line followed and half a dozen Mexicans dropped.

A Villa cavalry unit was seen approaching from the southwest, firing as they came.

The American troops repaid zealously.

Colonel Sage afterward said he had orders to repulse any firing from the Mexican side, if it seemed deliberate. General Funston is due here Saturday.